

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 U.S.C. 1.137(B)

Docket No.
KLR 7146.0072

Applicant: Vilcauskas

Group Art Unit: 2644

Serial No.: 10/087,274

Examiner: Pendleton, Brian T

Filed: March 1, 2002

Title: AUDIO OWNERSHIP SYSTEM

May 10, 2004

Mail Stop Petitions
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-identified application became abandoned for failure to timely file a response to the outstanding office action within the statutory period of three months from the mailing date of the Office Action dated October 3, 2003. The abandonment date of this application is April 3, 2004 (i.e. the day after the expiration date set for reply).

APPLICANT HEREBY PETITIONS
FOR REVIVAL OF THIS APPLICATION

1. Petition fee

☒ Small entity fee of \$ 665 (37 C.F.R. 1017(m))

☐ Small entity statement enclosed herewith.

☐ Small entity statement previously filed.

Other than small entity fee \$ _____; (37 C.F.R. 1.17(m))

2. Reply and/or fee

A. The reply to the above-noted Office Action in the form of an Amendment:

☐ has been filed previously on _____, and/or

☒ is enclosed herewith.

05/14/2004 AWONDAF1 00000042 10087274

01 FC:2453

665.00 OP

PETITION TO REVIVE

B. The issue fee of \$_____:

☐ has been paid previously on.

☐ is enclosed herewith.

3. Terminal disclaimer with a disclaimer fee

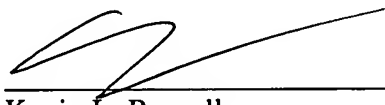
☒ Since this utility/plant application was filed on or after June 8, 1995 no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 C.F.R. 1.20(d)) of \$_____ for a small entity or \$_____ for other than a small entity) equivalent to the number of months from abandonment to the filing of this petition is enclosed herewith.

4. Statement:

The entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 C.F.R. 1.137(b) was unintentional.

Dated: May 10, 2004


Kevin L. Russell
Reg. No. 38,292
Chernoff Vilhauer McClung & Stenzel
1600 ODS Tower
601 SW Second Avenue
Portland, Oregon 97204
Tel. No. (503) 227-5631

Enclosures:

☒ Reply includes a Petition to Revive

☒ Fee Payment for Petition to Revive \$665 enclosed in check;

☒ Amendment in response to October 3, 2003 Office Action;

☒ Acknowledgment Postcard.

CERTIFICATE OF UNDER 37 CFR §§ 1.8(a) and 1.10

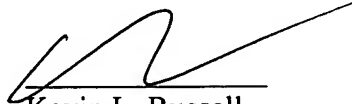


I hereby certify that, on the date shown below, this correspondence was deposited with the United States Postal Service in an envelope addressed to:
The Director of Patents, P.O. Box 1450, Alexandria, VA 23313.

☒ with sufficient postage as first class mail

☐ as "Express Mail Post Office to Addressee" - mailing label no.

Date: May 10, 2004


Kevin L. Russell